

CIVIL DOCKET
UNITED STATES DISTRICT COURT

(CLASS ACTION)
Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE	ATTORNEYS
<p>LEROY LOGAN, RAYMOND LASLEY, FRANCES HOLDING, HAZEL HARPER, and ARITA JUMP; OSAGE NATION ORGANIZATION; THEODORE MASHBURN, JR., ANGELA JAKE, JOHN JAKE, ALICE JAKE, and CAROLE JEAN LOGAN, individually and on behalf of all other persons similarly situated; and FLORA JO QUINATA, individually and on behalf of all persons similarly situated,</p> <p>plaintiffs,</p> <p>vs</p> <p>ROGERS C. B. MORTON, Secretary of the Interior; MORRIS THOMPSON, Commissioner of Indian Affairs; DAVID BALDWIN, Superintendent of the Osage Indian Agency; individually and in their official capacities; OSAGE TRIBAL COUNCIL: SYLVES-TER TINKER, individually and as Principal Chief of the Osage Tribe; and LAWRENCE BIG HORSE, individually and as Assistant Principal Chief of the Osage Tribe; and the OSAGE TRIBAL COUNCIL ELECTION BOARD and HOWARD MILLER and WILLIE ROGERS, individually and as Supervisor and Assistant Supervisor thereof,</p> <p>defendants.</p>	<p>For plaintiff: John Ghost Bear 340 Court Arcade Bldg. Tulsa, OK 74103</p> <p>A. John Wabaunsee Thomas L. Smithson Walter R. Echo-Hawk Native American Rights Fund 1506 Broadway Boulder, Colorado 80302 (303) 447-8760</p> <p>For defendant: ⁵⁸⁷⁻⁷²³⁴ Ralph R. Adkisson & D. E. (Bill) Martin Beacon Bldg., 410 Beacon Bldg., Tulsa Tulsa 74103 (Osage Tribal Council, Tinker, Big Horse Osage Tribal Council Election Board, Howard Miller & Willie Rogers)</p> <p>R. Dennis Ickes, John K. McDonald, George W. Byrne, Attorneys, Department of Justice, Washington, D.C. 20530 (Rogers C.B. Morton, Morris Thompson & David Baldwin)</p> <p>Nathan G. Graham, U.S. Atty. JACK SHORT</p>

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 8-1-74	Clerk	7-19-74	Native Amer. Rts. Fund	15 00	
J.S. 6 mailed 5-1-76	Marshal	7-25-74	C/D #4		15 00
Basis of Action Violation of 5th Amend.; injunctive relief; set aside 6-3-74 Osage Tribal Election.	Docket fee				
Action arose at:	Witness fees				
	Depositions				

(CLASS ACTION)

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-19-74	1. Complaint for Declaratory and Injunctive Relief, filed.k Summons issued.k	
8-9-74	SUMMONS, ret. & filed: served U. S. Attorney, Tulsa; served Attorney Gen., Morris Thompson, Commr. of Indian Affairs and Rogers C. B. Morton, Secy of Interior, all in Wash. D. C., by certified mail, 7-19-74; Osage Tribal Council, Lawrence Big Horse, David Baldwin, Supt. Osage Indian Agency, and Sylvester Tinker, all at Pawhuska, Ok. on 8-1-74; Howard Miller at Fairfax, Ok. 8-1-74; Willie Rogers, Tulsa, Ok. and Osage Tribal Council Election Board, at Pawhuska, Ok. 8-9-74. (USM \$45.60)g	
9-16-74	2. Motion & Order granting until 11-1-74 for defts. to answer or otherwise plead, filed. (JCS-clk) k <i>copy made 10/24/74</i>	
10-31-74	3. Appl. of Ralph R. Adkisson & D. E. Martin for 30 days to plead or answer, filed.k	
10-31-74	4. Order, filed granting 30 days from 11-1-74 for defts. Osage Tribal Council, Sylvester Tinker, Lawrence Big Horse, the Osage Tribal Council Election Board, Howard Miller & Willie Rogers to plead or answer. (JCS-Clk)k <i>copies mailed by atty</i>	
11-1-74	5. <u>Ans.</u> of Defts. Rogers C.B. Morton, Morris Thompson and David Baldwin, filed. v	
11-27-74	6. Request for Production of Documents, filed.jj	
11-27-74	7. Answer of defts. Osage Tribal Council, et al, filed. hm	
12-9-74	8. Plaintiffs' first set of interrogatories, filed. g	
12-13-74	MO: Parties are directed to hold PT conference on or before 1-24-75 & file PT Order on or before 1-31-75. (AEB-J)k cps by cert. ml	
12-30-74	9. Response by Fed. Defts. to pltfs' request to produce, filed.k	
12-30-74	10. Fed. Defts.' first set of interrog. to pltfs, filed.k	
12-31-74	11. STIPULATION, filed. lm	
12-31-74	12. Stipulation to expand the time in which to produce certain documents, filed, extending time to 1-6-75, with approval of Court. (AEB-J)hm (copies mailed)	
1-3-75	13. Response by defts. to pltfs' request to produce, filed. g	
1-3-75	14. Order, filed, approving stipulation to extend time for production of certain documents to 1-6-75 at 10 A.M. at Pawhuska, Ok. (AEB-J)g <i>mailed</i>	
1-7-75	15. Federal Defts' 1st set of interrogatories to defts. Osage Tribal Council, Sylvester Tinker, Lawrence Big Horse, Osage Tribal Council Election Board, Howard Miller and Willie Rogers, filed. v	
1-21-75	16. Notice of motion and motion of the Federal Defendants for a continuance of the pretrial conference filed. ds <i>o long</i>	

D. C. 110A Rev. Civil Docket Continuation

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-21-75	17. ORDER, filed, giving deft's Motion for a Continuance of PT Conf. for a period of 90 days, filed. lm cps mld.	
1-22-75	18. Order, filed, transferring case to Judge H. Dale Cook. (AEB-J)k	
1-28-75	19. Plaintiff's answers and objections to Federal Defendant's first set of interrogatories filed. ds	
2-25-75	20. Defts' Application for Extension to Answer Interrogatories of Pltfs' and Federal Defts', filed. b 0 to J	
2-26-75	21. Order granting ext. to ans. interrog. of pltfs & federal defts, filed, granting defts. Osage Tribal Council, et al until 3-28-75 to ans. interrog. (HDC-J)hm (copies mailed)	
2-27-75	Transcript of Proceedings had on 2-25-75, Pretrial Conference, taken by Thomas Bloxom, CSR, filed. v (orig. transcript in file)	
3-28-75	22. Appl. of "Osage" defts. for second ext. of time til 4-18-75 to answer interrog. of pltfs. & Federal Defts., filed.k 0 to J	
3-28-75	23. Order granting second ext. to ans. interrog. of pltfs. & fed. defts., filed, granting until 4-18-75. (HDC-J)hm (copies mailed)	
3-31-75	24. Motion of Osage Nation Organization to withdraw as a named party pltf., filed. hm	
3-31-75	25. Memorandum in support of the Osage Nation's mo/withdraw as a named party pltf., filed. hm and entered	
3-31-75	26. Order, filed, granting Osage Nation Organization leave to withdraw from this action. (HDC-J)rm - copies mailed	
4-8-75	MO: Case set for PT hearing 4-29-75 at 3:00 p.m. (HDC-J)hm	
4-18-75	27. Answers to Plfs First Set of Interrogatories, filed. mm	
4-18-75	28. Answers to Federal Defts First set of Interrogatories, filed. mm	
4-23-75	29. Mot. of Pltfs. for continuance of pretrial conference, filed. v	
4-23-75	30. Memorandum in support of Pltfs.' Mot. for a continuance of the Pretrial conference, filed. v -o to J	
4-23-75	31. Mot. of Pltfs. to substitute parties, filed. v (o)	
4-23-75	32. Certificate of mailing pldgs. no. 29-31, filed. v	
4-24-75	33. Order Granting Plf's Motion for a Continuance of Pre-Trial Conference, filed. (HDJ-J) mm <i>ex mld</i>	
4-25-75	34. Federal Defts.' Second Set of Interrogatories to the Pltfs., filed. v	
4-28-75	MO: Ordered that defts. file a response to the pltfs' mo/substitute parties within 10 days. (HDC-J)hm	
5-6-75	35. Reply to pltf. mo/substitute parties, filed by defts. Osage Tribal Council, Tinker, Big Horse, Osage Election Bd., Miller & Rogers.rm	

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-6-75(36)	Response to pltf. mo/ substitute parties, filed by defts' Roger Morton, Sec. of Inter., Morris Thompson, Comm. of Ind. Aff., & David Baldwin Super. of Osage Agency. b	
5-12-75	37. Order, filed granting pltfs' mot. to substitute Ms. Lillie Robedeaux for pltf. Flora Jo Quinata. (HDV-J)g	
5-27-75	38. Pltf.s' answers and objections to Federal Defts.' Second Set of Interrogatories, filed. v	
7-11-75	MO: Case set for PT hearing 8-26-75 at 10:00 a.m. (HDC-J)hm	
8-11-75	39. Mot. of pltfs. to continue pretrial, filed. g	
8-11-75	40 Memo. in support of mot. for continuance of pretrial, filed. g	
8-12-75	41. Order Granting Plaintiffs' Motion to Continue Pretrial Conference to 10-15-75 to report status of poll to Court, filed. (HDC-J) cps mld mm	
10-8-75	MO: Case set for pre-trial hearing 11-10-75 at 11:00 a.m. (HDC-J)hm	
10-17-75	42. Pltfs.' Report to the Court, filed. In re status of poll. v	
11-5	43 Pltfs' motion to continue pretrial conference, filed. g	
11-5	44 Memorandum in support of mot. for continuance to PT conf., filed. g	
11-5	45. Order, filed, granting Pltfs.' mot. to continue pretrial conference until 1-1-76 or thereafter. (HDC-J)v -cps mld.	
11-28	46. Pltfs' notice to take deposition of David Baldwin on 12-9-75 at Pawhuska, OK, filed.k	
12-3 1976	MO: Case set for pre-trial hearing 2-3-76 at 10:00 a.m. (HDC-J)hm	
1-14	47. Motion of pltfs. to continue pretrial conference, filed. g	
1-14	48. Memorandum in support of mot. to continue PT conference, filed. g	
1-14	49. Order, filed, granting pltfs' mo/continue PT conference until 4-15-76, or as soon thereafter as may be determined by the Court. (HDC-J)hm (copies mailed)	
2-4	MO: Case set for PT hearing 4-15-76 at 11:30 a.m. (HDC-J)hm	
3-3	Deposition of David L. Baldwin on behalf of pltfs. taken before Donald R. Lindquist on 12-9-75 (\$133.50)lm	
4-15 50	Pltfs' Status report and request for voluntary dismissal without prejudice, filed. ph	
4-15	MO: Case called for PT hearing. Statements made. Pltf. moves for dismissal without prejudice and over no objections from any of the defts., order of dismissal signed and filed in open court. (HDC-J)hm	
4-15	51. Order, filed and entered, that case be dismissed without prejudice. (HDC-J)hm (copies mailed)	